

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF ALABAMA  
NORTHEASTERN DIVISION**

DANNY WAYNE MOORE, )  
Plaintiff, )  
v. ) Case No. 5:11-cv-00257-RBP-JHE  
ANDY FAURQUIRE, *et. al.*, )  
Defendants. )

## MEMORANDUM OF OPINION

The magistrate judge filed a report and recommendation on January 16, 2014, recommending that the defendants' motion for summary judgment be granted and this cause be dismissed with prejudice. Plaintiff filed objections on January 31, 2014.

Having carefully reviewed and considered *de novo* all the materials in the court file, including the report and recommendation and the objections filed by the plaintiff, the Court is of the opinion that the magistrate judge's report is due to be and is hereby ADOPTED and his recommendation is ACCEPTED. The Court EXPRESSLY FINDS that there are no genuine issues of material fact and that the defendants are entitled to judgment as a matter of law. Accordingly, defendants' motion for summary judgment is due to be GRANTED and this action is due to be DISMISSED WITH PREJUDICE. A Final Judgment will be entered.

DONE this the 12<sup>th</sup> day of February, 2014.



---

ROBERT B. PROPST  
SENIOR UNITED STATES DISTRICT JUDGE